



ఆంధ్రప్రదేశ్ రాజ పత్రము
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G.31

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**CHIEF EXECUTIVE OFFICER,
A. P. STATE WAQF BOARD, VIJAYAWADA.**

WEST GODAVARI DISTRICT - IRAGAVARAM (V & M) - IMAM HUSSAIN PEERLA
PANJA - Sri SHAIK ABDUL AZEEZ RECOGNIZED AS MUTAWALLI
U/Sec.42 OF WAQF ACT, 1995.

- Read :
1. This office proceedings even No; Dt: 09-09-2016.
 2. Representation of Sri Abdul Azeez S/o Jani, Dt: 06-08-2018.
 3. This office memo even No, Dt: 13-08-2018.
 4. Report of the I.A.Waqf, West Godavari District, Dt: 20-08-2018
 5. Paper citation, Dt: 20-11-2018 issued in Sakshi daily district edition W.G. District.
 6. Report of the I.A, Waqf, W.G District, Dt: 07-12-2018.
 7. Orders of the Hon'ble Chairperson, APSWB, Dt: 17- 01-2019.
 8. Board's Resolution No.05/2019, Dated: 02-02-2019.
 9. Orders of the Hon'ble Chairperson, Dt: 07-02-2019.

F.No.17/T/WG/2016,- The Waqf institution namely Imam Hussain Peerla Panja, Iragavaram (V&M), West Godavari District is a notified Waqf published in A.P. Gazette, Part-II, Dated: 19-04-1962 at serial No.431, under the Muthawalli-ship of Sri Shaik Waziruddin. The said Waqf institution having following attached landed properties are as follows:

SI No	Name of the Village	T.D No	Sy.No	Extent Ac.Cents
1	Iragavaram	2183	433	6.11
			437	6.95
			438	13.16
			439/1	0.41
			439/2	7.01
			Total Ac.	33.67

In the reference 1st read above, the Board has appointed to Sri Shaik Abdul Azeez S/o Jani as Muthawalli U/Sec.63 of Waqf Act. 1995 for a period of (2) years in respect of Imam Hussain Peerla Panja, Iragavaram (V&M), West Godavari District. The said period was expired on 08-09-2018.

In the reference 2nd read above, Sri Shaik Audul Azeez S/o Jani has submitted representation to this office for appointment of Muthawalli U/Sec 42 of Waqf Act, 1995 to the subject Waqf institution and its attached properties.

Basing on the said representation this office has issued memo to the I.A, Waqf, W.G District vide reference 3rd read above with a direction to furnish the detail and factual report in respect of the subject Waqf institution.

Accrodingly, the I.A, Waqf, West Godavari District has reported vide reference 4th read above, that brothers and sisters of Shiak Abdul Azeez has given NOC by notarised document to appoint Sri Shaik Abdul Azeez as Muthawalli to the subject institution.

Further reported that the auction amount for the last two years i.e. 2017-18 and 2018-19 was deposited in the Board's Treasury vide Challan No.21, Rs.2,15,278/- Dated: 03-01-2018, Challan No.09, Rs.2,20,833/-, Dated: 28-05-2018 & Challan No.79, Rs.4,41,481/-, Dated: 24-12-2018 and requested to recognize Sri Shaik Abdul Azeez as Muthawalli to subject institution and its attached properties.

The Board has issued paper citation vide .reference 5th read above for claims/ objections for appointment to Sri Shaik Abdul Azeez as Mutawalli U/Sec. 42 of Waqf Act, 1995 anybody having any right as Muthawalli to approach Waqf Board within (15) days along with documentary evidence.

In the reference 6th read above, the I.A, Waqf, W.G District has reported that there is no claims and objections are received for appointment Sri Shaik Abdul Azeez as Muthawalli U/Sec. 42 of Waqf Act, 1995. The Board have also not received any claims & objections in respect of the Imam Hussain Peerla Panja, Iragavaram (V&M).

The matter was placed before the Hon'ble Chairperson, who after careful examination and passed orders vide the reference 7th read above that to place the matter before the Board meeting for appointment of Muthawalli U/Sec.42 of Waqf Act, 1995 to the Imam Hussain Peerla Panja, Iragavaram (V&M), West Godavari District.

In the reference 8th read above, the Board has passed Resolution No. 05//2019, Dated: 02-02-2019 i.e. **"It is unanimously resolved that, to Sri Shaik Abdul Azeez S/o Jani is recognized as Muthawalli U/Sec.42 of Waqf Act, 1995 for Imam Hussain Panja Iragavaram (V&M), West Godavari District who is also now acting as Muthawalli without any complaint and supported the Waqf Board for recovery of Waqf property attached to the institutions from the illegal encroacher "**.

Accordingly, Sri Shaik Abdul Azeez recognized as Muthawalli U/Sec.42 of Waqf Act 1995 in respect of Imam Hussain Panja, Iragavaram (V&M), West Godavari District for managing the affairs of the institution as per waqf Act, 1995 and as per Waqf Rules 2000.

The Muthawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rules 20 of A. P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time. They should submit the Accounts, Budget Income & Expenditure statement and pay Waqf Fund properly, failing which Section 61,64 and 72 of the Waqf Act, 1995 will be attracted duties mentioned hereunder.

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board.
- c) To Inspection of Waqf properties, accounts, records and deeds and documents relating thereof.
- d) To discharge all public duties.
- e) To do any other act which he is lawfully required to do by or under this Act.
- f) Shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any fact.
- g) That the Mutawalli restricted or to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands.
- i) He will not entitle to expend the Monies of Waqf exceeding 10% of the Net annual Income.
- j) The cases will be withdrawn which was filed against the Waqf Board and should pay the Waqf fund arrears immediately.

As per Sec. 101 (2) of Waqf Act, 1995, “Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf] every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec. 21 of the Indian Penal Code”. As such, for the illegal act if any, every member of the committee will be liable for penal action. The Committee shall also noted that Sec.3 (ee) defined encroacher, Sec. 52-A explain rigorous punishment upto (2) years and Sec.61 speaks penalty and punishment upto (6) months for the lapses / charges shown therein, hence should act carefully delinquency and maintain account scrupulously.

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

SHAIK AHAMMAD,
Chief Executive Officer,
Andhra Pradesh State Waqf Board,
Vijayawada.

Dated: 07-02-2019.

To
Sri Shaik Abdul Azeez S/o Jani,
Muthawalli, Imam Hussain Peerla Panja,
Iragavaram (V& M),
West Godavari District.
(Through I.A. Waqfs, W.G. District.)

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